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4 Attorneys for Plaintiff
5 PEMSTAR, INC. and
6 FALVEY CARGO UNDERWRITING, LTD.

7 UNITED STATES DISTRICT COURT
8 NORTHERN DISTRICT OF CALIFORNIA

9
10 PEMSTAR, INC., a corporation; and) Case No. C 05-1657 MEJ
11 FALVEY CARGO UNDERWRITING,) **E-FILING**
12 LTD., a corporation;)
13 Plaintiffs,)
14 EXEL GLOBAL LOGISTICS, INC., a)
corporation; EXEL TRANSPORTATION)
15 SERVICES, INC., a corporation; EXEL)
GLOBAL LOGISTICS, INC., a corporation,)
16 d.b.a. EXEL CARGO INTERNATIONAL)
de MEXICO S.A. de C.V.; EXEL)
17 TRANSPORTATION SERVICES, INC., a)
corporation, d.b.a. EXEL CARGO)
18 INTERNATIONAL de MEXICO S.A. de)
C.V., and DOE ONE through DOE FIVE;)
19)
20 Defendants.)
21)
22 AND ALL RELATED ACTIONS)
23)

24 Plaintiffs' counsel is pleased to report that this case is settled. All that remains to be done
25 is the exchange of releases and settlement funds. Accordingly, Plaintiffs request that this action
26 be dismissed with prejudice, provided however that if within 90 days of the entry of this order
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1 any party files notice with the Court and serves such notice on the opposing parties that the terms
2 of this settlement have not been met, that this case will be restored to the Court's trial calendar.
3 The parties are also free to file an Unconditional Dismissal with Prejudice within 90 days of the
4 entry of this order.

5 Dated: August 2, 2005

Respectfully submitted,

6 GIBSON ROBB & LINDH LLP

7 By: _____ S/STANLEY L. GIBSON

8
9 Stanley L. Gibson
10 Attorney for Plaintiff
SEAGATE TECHNOLOGY LLC

11 APPROVED AS TO FORM:

12 Dated: August 2, 2005

13 FLYNN, DELICH & WISE LLP

14
15 By _____ S/CONTE C. CICALA

16 Conte C. Cicala
17 Attorney for Defendants
18 EXEL GLOBAL LOGISTICS INC. and
EXEL TRANSPORTATION SERVICES INC.

19
20 IT IS SO ORDERED.

21
22 Dated: August 4, 2005

